

# **Exhibit E**

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

— — —

IN RE: AUTOMOTIVE PARTS  
ANTITRUST LITIGATION

Case No. 12-md-02311

MDL NO. 2311

Hon. Marianne O. Battani

STATUS CONFERENCE & MOTION HEARINGS

BEFORE THE HONORABLE MARIANNE O. BATTANI  
United States District Judge  
Theodore Levin United States Courthouse  
231 West Lafayette Boulevard  
Detroit, Michigan  
Wednesday, May 6, 2015

APPEARANCES:

**Direct Purchaser Plaintiffs:**

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1           This issue may not be ready for the Court to do  
2 something today, and it might be appropriate to go to the  
3 master first. The issue is --

4           THE COURT: I had down here master so that's why I  
5 want you to tell me why I --

6           MR. WILLIAMS: We on the plaintiffs' side believe  
7 that we are at a point where there should be uniform orders  
8 that apply in these cases, that we shouldn't be negotiating  
9 in each of what are the constituent cases of 2311, the same  
10 documents that we have all done, and for that reason we have  
11 made those proposals. I actually think other than the  
12 confidential information document we are more or less in  
13 agreement with one key distinction being is it one order that  
14 would apply to everything that we think makes perfect  
15 sense --

16           THE COURT: Okay.

17           MR. WILLIAMS: -- or should it be one for every  
18 single case?

19           THE COURT: Let me stop you there because I really  
20 don't want to get into it. I do want the master, and we are  
21 going to -- there is another issue here, maybe we should just  
22 take it now on that other protocol, but I do want you to go  
23 to the master and, you know, work with him and work out these  
24 protocols, and then any objections, I will hear objections  
25 but they must be formal objections. I don't want to be in a

1 position of advising the master or advising any party as to  
2 how it should be. And I may have overstepped my bounds last  
3 time when I made a comment as to what I was thinking because  
4 what I'm thinking on these issues right now is not really  
5 important, it is the decision between the -- the argument  
6 between the parties and the decision of the master that  
7 counts, and then if there is an objection I will deal with  
8 it.

9 MR. WILLIAMS: Thank you. And I think we can do  
10 that promptly. We have met and conferred with the  
11 defendants, the positions have been framed, so I think we can  
12 present that to the master very quickly.

13 THE COURT: Good. Thank you very much.

14 MR. WILLIAMS: I'm going to stay here because of  
15 the next item.

16 THE COURT: Okay. The next one is yours.

17 MR. WILLIAMS: Not solely mine. So the next  
18 item --

19 THE COURT: The subpoenas to the original  
20 equipment --

21 MR. WILLIAMS: As the Court may recall, the parties  
22 were directed, and this is in the indirect-purchaser cases,  
23 the end-payor cases and the auto-dealers case, to work with  
24 the defendants on what we refer to as a joint subpoena and  
25 over the course of the last few months the end payors, the